

WEBB COUNTY, TEXAS COMMISSIONERS COURT AGENDA

LOUIS H. BRUNI Webb County Judge (956) 523-4600

FRANK SCIARAFFA Commissioner, Precinct 1 (956) 523-4660

JUDITH G. GUTIERREZ Commissioner, Precinct 2 (956) 523-4624

JERRY GARZA Commissioner, Precinct 3 (956) 523-4625

CINDY CORTEZ BRUNNER Commissioner, Precinct 4 (956) 523-4652

MARGIE IBARRA Webb County Clerk (956) 523-4251

HOMERO RAMIREZ Webb County Attorney (956) 523-4044

LEO FLORES Webb County Auditor (956) 523-4016

PUBLIC NOTICE

COMMISSIONERS COURT MEETING
Webb County Courthouse
1000 Houston Street, 2ND Floor
Laredo, Texas 78040
April 24, 2006 at 1:00 p.m. and continuing
April 25, 2006 at 1:00 p.m. if necessary

- 1. Call to order by the Honorable County Judge, Louis H. Bruni
- 2. Roll call by the Honorable County Clerk, Margie Ibarra
- **3.** Pledge of Allegiance
- 4. Approval of Minutes April 10, 2006
- 5. Approval of Bills, Payroll and Monthly Reports
- **6.** Communications
- 7. Public Comment- This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of three (3) minutes within which to make any/all public comments.

COURT TO DISCUSS AND ACT ON THE FOLLOWING:

HONORABLE LOUIS H. BRUNI, WEBB COUNTY JUDGE

- 8. Discussion and possible action to grant R.W. Harden and Associates a thirty –day extension for completion of the Webb County Water well on the Carrizo Wilcox Aquifer, and any other matters incident thereto.
- **9.** Status report on current construction projects and the commissioning of commemorative and/or identifying plaques for the same, and any other matters incident thereto.

HONORABLE JUDITH G. GUTIERREZ, COMMISSIONER PCT.2

- **10.** Discussion regarding status report from Webb County Engineer on the Water and Sewer Colonia Project for Hwy 359.
- 11. Discussion regarding status report for Bruni and Mirando Paving Projects.
- **12.** Discussion and possible action to accept a donation in the amount of One Thousand Three Hundred Dollars (1,300.00) from Baptist Children's Home Ministries for the Self Help Center; Fund 506-2100.

HONORABLE CINDY CORTEZ-BRUNNER COMMISSIONER PCTA

- 13. Status report on the Laredo Casa Blanca Golf Course improvements.
- **14.** Status report on the construction of the Juvenile Detention Center.

COMMISSIONERS COURT

15. Discussion and possible action to schedule a Bond Series 2006 workshop, and any other matters incident thereto.

MEDIA BREAK	

ELECTED OFFICIALS

HONORABLE HOMERO RAMIREZ, WEBB COUNTY ATTORNEY

- 16. Discussion and possible action to amend the agreements start and end date (beginning April 1, 2006 through December 31, 2006) with South Texas Workforce Development Board to provide internet access at the Self Help Center for an annual amount of TWO THOUSAND DOLLARS (\$2,000.00) and authorizing the County Judge to sign all relevant documents. [Requested by Self Help Center; Account No. (Center is not a budget item)]
- 17. Discussion and possible action to enter into a design build contract and authorize the County Judge to sign all relevant documents with CG Construction, Inc., d/b/a CC Construction in the amount of NINE HUNDRED SIXTY-ONE THOUSAND FIFTY-FOUR DOLLARS (\$961,054.00), to be completed in three phases, the first phase in the amount of FOUR HUNDRED THIRTY-NINE THOUSAND SEVEN HUNDRED TWENTY-TWO DOLLARS (\$439,722.00) consisting of overall design work and the construction of sidewalks, a pavilion, playground, bathrooms, landscaping, playscapes, septic system, electrical work and chain link fencing located on the Self-Help Community Center on State Highway 359. Phase 2 in the amount of TWO HUNDRED EIGHTY-FOUR THOUSAND SEVEN HUNDRED EIGHTY-ONE DOLLARS (\$284,781.00) and Phase 3 in the amount of TWO HUNDRED THIRTY-SIX THOUSAND FIVE HUNDRED ONE DOLLARS (\$236,501.00), which are subject to availability and approval of additional funds, include the construction of additional sidewalks, landscaping, bathrooms, concession stand and press box, chain link fencing, baseball accessories, p.a. system, scoreboard, jogging trail, soccer field and concrete basketball court [Requested by Engineering Department].
- **18.** Discussion and possible action to enter into a contract with Prada Construction L.L.C. for the construction of a recreational center in Rio Bravo, Texas, in the amount of FOUR HUNDRED FIFTY-SIX THOUSAND EIGHT HUNDRED DOLLARS (\$456,800.00) and authorizing the County Judge to sign all relevant documents.
- 19. Discussion and possible action to enter into an "Agreement with State/Local Law Enforcement Agencies for Temporary use of Department of the Navy Equipment/Facilities for Law Enforcement Purposes" in the amount of SEVEN THOUSAND TWO HUNDRED DOLLARS, for a one year period, to pay the estimated cost of use of twelve night vision goggles and twelve night vision monoculars and authorizing the County Judge to sign all relevant documents. [Requested by Purchasing Department]

20. Discussion and possible action to enter into Third Party Funding Agreements through September 30, 2006 as follow:

General Fund

Safe Haven Program

\$80,000.00

Aztec District Boy Scouts of America \$25,000.00 [Precinct 3 Park & Recreation Bond Series 2002-2003] and authorizing the County Judge to execute all relevant documents.

COMMUNITY ACTION AGENCY

- **21.** Discussion and possible action proclaiming May as Community Action Agency Month in Webb County.
- 22. Discussion and possible action to approve payment by Webb County Community Action Agency totaling \$1,187.86 for the Department of Energy (DOE) and \$1,139.30 for the Low Income Heating & Cooling Program (LIHEAP) to the Texas Department of Housing & Community Affairs, for disallowed expenditures made by the Weatherization Program. The Weatherization Program runs from April 1, 2005 through March 31, 2006. (Funds are to come from account # 001-0112-7200-08).

ECONOMIC DEVELOPMENT

- **23.** Discussion and possible action to authorize the submission of an application to Rural Development for funding of Housing Rehabilitation activity in the rural areas of Webb County. The application will be for \$187,200 grant and \$9,360 In-Kind, a total amount of \$196,560.
- **24.** Discussion and possible action to authorize the submission of a Budget Amendment to the Vista Program in order to provide sufficient funds for the Programs Supervisor's position up to May 15, 2006.
- 25. Discussion and possible action to give authorization to create and fill three (3) Temporary Construction Laborer slots for the Self-Help Center effective April 24, 2006 at a pay rate of \$8.25 per hour. These positions will be funded through Self-Help Center grant funds (Account # 506-6500-7009-001) and will have no impact on the General Fund.

- 26. Discussion and possible action to accept recommendations from the Texas Department of Housing and Community Affairs Office of Colonia Initiatives on the following eligible applicants to receive assistance under the Self-Help Center Housing Contract for Deed with Rehabilitation Program: Mr. Luis Rios, Mr. Mario Botello of Rio Bravo, Texas and Mr. Jose Martinez of El Cenizo, Texas, and the authorization for the purchasing agent to solicit proposals for the rehabilitation of these three homes. (Account # 459-4301-7037-3)
- 27. Discussion and possible action to accept TCDP Contract # 725891 for \$800,000 (Eight Hundred Thousand Dollars) and Contract Amendment #1 as approved by County Commissioners Court for submission on November 28, 2005, and authorizing the County Judge to sign all relevant documents.

ENGINEER

- 28. Discussion and Possible Action Authorizing Deduct Change Order No. 5 in the amount of \$15,379.00 and Final Payment and Retainage in the amount of \$37,822.68 to Gilbert Texas Construction, Inc. to their contract for the TXDOT Border Colonias Access Program Rio Bravo Paving Project Phase II. This will decrease their contract from \$771,832.50 to \$756,453.50.
- 29. Discussion and Possible Action Authorizing Amendment No. 1 to Foster Engineering's Contract, for the design of paving and storm drainage improvements in Tanquecitos I & II, in the amount of \$39,297.00, for the platting of Tanquecitos II. This project is funded by the TXDOT Border Colonias Access Program.
- **30.** Discussion and Possible Action Authorizing 80 Per Cent Payment of the Retainage to Ramos Industries, Inc. in the amount of \$174,062.25 for the TWDB-EDAP 1.5 million gallon per day Regional Waste Water Treatment Plant project. The Project is 99.8 per cent complete.
- **31.** Discussion and Possible Action Authorizing the County Engineer to Negotiate with the D. D. Hachar Foundation to obtain a storm drainage easement that will alleviate the flooding that occurs in Rio Bravo at Crisantena and Vela Streets and the west end of the Vela Tract.

FACILITIES

32. Discussion and possible action to purchase 12 time clocks and payroll software for the Facilities Department and to charge this expenditure of \$13,363.00 to Repairs & Maintenance of Equipment account 001-0106-6402.

PLANNING

33. Discussion and possible action to grant Final Plat Approval of the Bonanza Hills Subdivision, Phase II (approval recommended by the Webb County Planning Advisory Board and Planning Staff).

PUBLIC HEARING

34. Public Hearing to receive public comments on the Proposed Amended Order Regulating On-Site Sewage Disposal in Webb County, Texas pursuant to the provisions of Title 30 Texas Administrative Code

CLOSE PUBLIC HEARING

35. Discussion and possible action to consider the adoption of the Proposed Amended Order Regulating On-Site Sewage Disposal in Webb County, Texas. Final adoption and the effective date of this Order is established upon formal approval of the Texas Commission on Environmental Quality (TCEQ).

PURCHASING

- **36.** Discussion and possible action to authorize the lease purchase of one (1) digital copier from Office Communications Systems for thirty-six (36) months for the Webb County Self Help Center in the amount of \$176.00 monthly. Account No. 506-6500-6402.
- **37.** Discussion and possible action to authorize the purchasing agent to dispose of surplus property as per Subchapter D. Disposition of Salvage or Surplus Property, Texas Local Government Code.

- **38.** Discussion and possible action to authorize the purchasing agent to solicit bids for the following Annual Contracts for 2006-2007:
 - Fuel
 - Lubricants
 - Flexible Base
 - Emulsion
 - Auto Parts
 - Motor Vehicles Batteries
 - Heavy Equipment
 - Wheel Alignment & Balancing Service
 - Replace Muffler
 - Milk, Orange Juice & Orange Drink
 - Coffee
 - Bread
 - Spices & Related Items
 - Janitorial Supplies
 - Oxygen, Acetylene & Welding Supplies
 - Electrical Supplies
 - Maintenance & Service of Fire Extinguishers
 - Pest Control Service
 - Pharmaceutical Supplies
 - Car Wash Services
 - Tires and Tubes
 - Light Bulbs and Lamp
 - Auto Parts w/Service out-of-shop
 - Glass Replacement
 - Plumbing Supplies
 - Liquid Soil Stabilizer
 - Hot Mix Asphalt
 - Ice
 - Concrete
 - Automatic Transmission Repairs
 - Engine Repair and Overhauls
 - Electrical Repair Service
 - Hydraulic Cylinder Repair & Associated Items

RISK MANAGEMENT

39. Discussion and possible action to authorize the purchasing agent to solicit Requests for Proposals for the Webb County Employee Health Insurance and Supplemental Insurance Programs for Fiscal Year 2006-2007.

EXECUTIVE SESSION

- 40. Discussion and possible action regarding Civil Action No. L-05-CV-0076; <u>Luis Montes vs. Webb County, Texas and Cynthia Mares</u>; In the United States District Court for the Southern District of Texas, Laredo Division. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].
- 41. Discussion and possible action regarding Civil Action No. I:04-CV170; <u>Jesus Eligio</u> "<u>Chuy" Cantu vs. Webb County, Texas and Webb County Commissioners Court;</u> In the United States District Court for the Southern District of Texas, Laredo Division. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
- 42. Discussion and possible action regarding the Application of Regional Land Management Services, Ltd., for a Type I Municipal Solid Waste Permit (No. MSW-2286); SOAH Docket No. 582-04-0975; TCEQ Docket No. 2003-0729-MSW and any matters incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
- 43. Discussion and possible action regarding Civil Action NO. 2005-CVF-000092-D2

 The County of Webb v. Olga Paez; In the 111th District Court, Webb County,

 Texas. [Executive Session is requested pursuant to Texas Government Code

 Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
- 44. Discussion and possible action regarding potential lawsuit against Webb County by former M.I.S. Director Guillermo Garcia; Status of EEOC Charge No. 31CA600011 and Texas Workforce Commission Civil Rights Division Complaint No. 1A60002-S. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
- **45.** Discussion and possible action regarding <u>Webb County</u>, <u>Texas v. Greg Abbott</u>, et al No GV-043943; In the 261st Judicial District Court of Travis County, Texas; and any matters incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

- 46. Discussion and possible action regarding the <u>City of Laredo</u>, <u>Texas v. Martha Escamilla</u> et al; Court of Appeals Number: 04-05-00456-CV in the Fourth Court of Appeals District and any matters incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
- 47. Discussion and possible action regarding the Application of Regional Land Management Services, Ltd., for a Type I Municipal Solid Waste Permit (No. MSW-2286); SOAH Docket No. 582-04-0975; TCEQ Docket No. 2003-0729-MSW and any matters incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
- 48. Discussion and possible action regarding Rosalinda Delgado v. Webb County, Texas et al; No. 04CV-00182 in the United States District Court for the Southern District of Texas, Laredo Division and any matters incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
- **49.** Adjournment

The Webb County Commissioners Court hereby reserves the right to go into executive session at any time during this public meeting, if such is requested by the County Attorney or other legal counsel for the County, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

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5 DISABILI	TY ACCESS	SSTATEM	IENT 🕏

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid of service such as interpreters for persons who are deaf or hearing impaired, readers, or need large print are requested to contact the court administrator at (956) 523-4622.

DATI	ED THIS		DAY (OF APR	IL, 2006
By: _					
Y(OLANDA	L. CAR	RILLO		
C	OURT AD	MINIST	RATO	R	

CERTIFICATION OF NOTICE AND POSTING

I, the undersigned, County Clerk, do hereby certify that the above notice of meeting of the Webb County Commissioners Court, is a true and correct copy of said notice, and that I posted a true and correct copy of said notice on the bulletin board at the Courthouse door of Webb County, Texas, at a place readily accessible to the general public at all times on the day of, 2006 and said notice remained so posted continuously for at				
least 72 hours preceding the scheduled time of said meeting.				
DATED THIS	DAY OF		_, 2006	
COUNTY CLERK, WE	BB COUNTY, TEX	KAS		
BY:				